IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELALTE SIDE

CIVIL APPLICATION NO. 3652 OF 2005
IN
FIRST APPEAL ST. NO.18566 OF 2005

The New India Assurance Co. Ltd. ...Applicant.
Vs.
Ramabai Natha Gaikwad & Ors. ...Respondents.
....
Mr. Pradhan for the Applicant.
Mr. T. J. Mendon for the Respondents.
.....

CORAM : DR. D.Y. CHANDRACHUD, J.

December 23, 2005.

P.C.:

In para 3 of the Civil Application the only ground for condonation of delay is as follows :

> "The appellants state that the Respondents No.1 & 2 have filed the claim application bearing no.802 of 1992 claiming compensation against the appellants. The appellants state that the Hon'ble Tribunal allowed the application on 23-12-2004. The appellants had applied for the certified copy on 25-05-2005 and received the same on 25-05-2005 and this appeal is filed on

07.07.2005 and as a result there is delay of 142 days, the delay is due to unavoidable circumstances and not intentional and the same may pleased be condoned as the appellant has good case on merits and have good chances of succeeding in the matte and it is further submitted that due to the hectic day to day activities of the compan6y, the appellants herein could not instruct the advocate to prefer an appeal in time."

No case for condonation of delay is made out. The Civil Application is dismissed.

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